

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

KEVIN ANDERSON,

Plaintiff

CIVIL ACTION NO. 3:18-2238

v.

(JUDGE MANNION)

ANDREW M. SAUL,

Commissioner of Social Security,

Defendant

ORDER

In accordance with the memorandum issued this same day, IT IS
HEREBY ORDERED THAT:

- (1) the **STAY** issued in this case, (Doc. 26), is **LIFTED**;
- (2) the report of Judge Schwab, (Doc. 23), is **ADOPTED IN ITS ENTIRETY**;
- (3) the plaintiff's appeal of the final decision of the Commissioner denying his claim for DIB, (Doc. 1), is **GRANTED**, and the Commissioner's decision is **VACATED**;
- (4) the Commissioner's objections to the report of Judge Schwab, (Doc. 24), are **OVERRULED**;
- (5) this case is **REMANDED** to the Commissioner for a new hearing before a different, constitutionally appointed ALJ, other than ALJ Wolfe, and to issue a new Decision as to

plaintiff's claim for DIB; and

(6) the Clerk of Court is directed to CLOSE THIS CASE.

s/ Malachy E. Mannion
MALACHY E. MANNION
United States District Judge

Date: February 18, 2020

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